

02-11-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

02/06/02

JC978 U.S. PTO
10/071859

02/06/02

Docket No. **823.0093USQ**
Anticipated Classification of this Application
Class: Subclass:
Prior Application: **09/877,695** filed **June 8, 2001**
Examiner: Art Unit: **2857**

Box Patent Application
Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request for filing a XXX continuation-in-part _____ continuation _____
divisional application under 37 CFR 1.53(b), of pending prior application, Serial No.
09/877,695 filed on **June 8, 2001** of **John R. Desjarlais** for **APPARATUS AND
METHOD FOR DESIGNING PROTEINS AND PROTEIN LIBRARIES**.

The filing fee is calculated below:

| CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT BELOW | | | | |
|---|--------------|-----------------|------------------|-----------------------|
| FOR | NUMBER FILED | NUMBER EXTRA | RATE | BASIC FEE \$740.00 |
| TOTAL CLAIMS | 17 - 20 = | | x \$18.00 | \$0.00 |
| INDEPENDENT CLAIMS | 3 - 3 = | | x \$84.00 | \$0.00 |
| MULTIPLE DEPENDENT CLAIM FEE | | | x \$270.00 = \$0 | |
| TOTAL FILING FEE | | | \$740.00 | |
| 1/2 FILING FEE FOR SMALL ENTITY | | | \$370.00 | |

1. XX No fee enclosed – filing by missing parts.
2. _____ Cancel in this application original claim(s) _____ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
3. _____ A new oath or declaration, new formal drawings and an affidavit or declaration verifying it as a true copy is enclosed.
4. XXX Amend the specification by inserting before the first line the sentence: ---This is a XXX continuation, _____ division, of U.S. Patent Application Serial No. **09/877,695**, filed **June 8, 2001**, which claims priority of U.S. Provisional Patent Application Serial No. **60/266,711** filed on **February 6, 2001**.---.
5. XXX The prior application is assigned of record to:
The Penn State Research Foundation

6. **XXX** The power of attorney in the prior application is to: **Paul D. Greeley**

a. The power appears in the original papers in the prior application.

b. Address all future communications to: **PAUL D. GREELEY, ESQ.**

**OHLANDT, GREELEY, RUGGIERO & PERLE, L.L.P.
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8. _____ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

9. **XXX** Priority of U.S. Provisional Patent Application Serial No. 60/266,711 filed on February 6, 2001 is claimed under 35 U.S.C. §119(e) and U.S. Patent Application Serial No. 09/877,695 filed on June 8, 2001 is claimed under 35 U.S.C. §120;

10. **XXX** The undersigned attorney has verified that the applicant is entitled to a Small Entity Status;

11. _____ I hereby verify that the attached papers are a true copy of prior application serial no. _____ as originally filed on _____.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

February 6, 2002

(Date)

Paul D. Greeley, Esq.

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CERTIFICATE OF EXPRESS MAILING

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Certificate No. **EV010449955US**, service under 37 CFR §1.10 and is addressed to: Box Patent Application, Commissioner for Patents, Washington, D.C. 20231, on February 6, 2002.

Jeffrey J. Scepanski

(Typed name of person mailing paper)

(Signature of person mailing paper)

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APPLICATION TRANSFER REQUEST FOR S.N. 10021859

Section I. TRANSFER REQUEST BY (PRINT NAME) H. W. Winkler

Date 8-23-02

TO: Art Unit 1631

Class/sub ?

FROM: A.U. 2807

Class 702

REASON:

*Reigning patents - patent case is assigned
to Ericsson/Moran
(See P. 12 of exhibit below)*

Hand carried: Personally accepted by _____

Section II a. DISPOSITION BY RECEIVING TC By: A. Masdel

A.U. 1631

Date 8-27-02

☒ ACCEPTED BY RECEIVING T.C.

NOT ACCEPTED

☐ Forward to receiving TC Post Classifier

☐ Non-classification issue/other, return to Originating TC/AU _____

REASON:

Section II b. DISPOSITION BY RECEIVING TC POST CLASSIFIER

☐ This dispute was resolved. Forward to TC/AU _____ Class/Sub _____ Post Classifier _____ Date _____

Concurring _____ Date _____

☐ This dispute was not resolved, forward to DISPUTE RESOLUTION PANEL

Post Classifier Assessment:

Post Classifier _____ Date _____

Section III. DISPOSITION BY DISPUTE RESOLUTION PANEL

Date _____

Panel Decision: Forward to Technology Center / Art Unit _____ Class/sub _____

REASON:

Panel Member _____ Concurring Panel Member _____

☐ This application MAY NOT be returned to the dispute resolution panel. THIS IS A FINAL DISPOSITION.